

Exhibit L-1

“Informal, BP-8”

Response to Informal Resolution Form

Inmate: **SCHULTE, Joshua**
Register Number: **79471-054**

This is in response to your March 28, 2019 Informal Resolution Form, in which you request access to email your attorneys.

Your SAM prohibition against you being able to communicate with other inmates results in you being housed in restrictive housing. BOP Policy prohibits inmate email access in restrictive housing units. Accordingly, you are not permitted TRULINC's email access. However, you have other avenues available to communicate with your attorneys: legal visiting, legal correspondence, and legal calls.

If you are not satisfied with this response, you may address your grievance through the administrative remedy program.

4.18.19
Date


Unit Manager

NYM 1330.7
ATTACHMENT 1

**METROPOLITAN CORRECTIONAL CENTER, NEW YORK
ADMINISTRATIVE REMEDY PROCEDURE FOR INMATES**

INFORMAL RESOLUTION FORM (BP-8)

NOTE TO INMATE: With the exception of sensitive issues and DHO appeals, you are advised that prior to receiving and filing a Request for Administrative Remedy Form BP229(13) (old BP-9), you **MUST** attempt to informally resolve your complaint through your correctional counselor. Additionally, in accordance with P.S. 1330.13, you have the responsibility to present complaints in good faith and in an honest and straightforward manner. Before completing this form, you should make every effort to honestly attempt to informally resolve this matter verbally with staff. Briefly state ONE complaint below and list what efforts you have made to resolve your complaint informally.

Date form issued and initials of Corr. Counselor: _____

INMATE'S COMMENTS:

1. Complaint: Access to email with attorneys: I was previously granted access to email with attorneys. This access should not be withdrawn merely due to SAMs. SAMs itself does not restrict access to attorneys because that would violate the 6th amendment — hence, MCL should not deny access to attorneys. We are pretrial inmates with constitutional rights to communicate with attorneys and participate in defense.
2. Efforts made by you to informally resolve: On Tuesday, Nov 27th I sent a list of 35 unconstitutional issues that were reviewed by the warden. I was told the issues would be addressed, but none were.
3. Names of staff you contacted/Date you contacted the staff:
Priso, Warden, 11/27/19

Date returned to Correctional Counselor: _____

Schultz, Joshua 79471054 3/28/19
Inmate's Name Register Number Date

CORRECTIONAL COUNSELOR'S COMMENTS

1. Efforts made to informally resolve and staff contacted: _____

Date informally resolved: _____ Counselor Signature: _____

Date BP-229(13) Issued: _____

Unit Manager: _____

Exhibit L-2

“MCC, BP-9”

U.S. Department of Justice RESPONSE TO REQUEST FOR ADMINISTRATIVE REMEDY
Federal Bureau of Prisons

Part A - RESPONSE

Schulte, Joshua reg. No. 79471-054

Remedy ID -979415-F1

A review of this matter reveals that on May 5, 2019, you submitted an Administrative Remedy Response BP-8, stating that you should be permitted access to TRULINCS, to e-mail your attorney.

You arrived at this facility on December 15, 2017, after review of your central file, I have not seen an inmate request to staff, requesting access to your e-mail (TRULINCS). A request to staff will be given to you on June 6, 2019 for processing.

Request for Administrative Remedy is for informational purposes only. If you are dissatisfied with this response, you may appeal to the Regional Director, Northeast Region, Federal Bureau of Prisons. Your appeal must be received by the Regional Administrative Remedy Coordinator, Federal Bureau of Prisons, Northeast Regional Office, U.S. Customs House - 7th Floor, 2nd & Chestnut Streets, Philadelphia, PA 19106, within 20 calendar days of the date of this response.



L. N'Diaye, Warden

6/7/19
Date

U.S. DEPARTMENT OF JUSTICE
Federal Bureau of Prisons

REQUEST FOR ADMINISTRATIVE REMEDY

Type or use ball-point pen. If attachments are needed, submit four copies. Additional instructions on reverse.

From: Schultz, Joshua A 74471054 105 MCC
LAST NAME, FIRST, MIDDLE INITIAL REG. NO. UNIT INSTITUTION

Part A- INMATE REQUEST

Access to TRULINCS to email attorneys should be permitted for all pretrial inmates. Every other inmate at MCC can send and receive email to their attorneys. There is literally no harm in granting this access, and no legitimate reason to deny it. Revocation of access is arbitrary punishment in violation of the 5th ~~amendment~~ amendments due process clause. Restricted attorney communication also violates the effective counsel clause of the 6th amendment.

5/5/19

DATE

Josh Schultz

SIGNATURE OF REQUESTER

Part B- RESPONSE

DATE

WARDEN OR REGIONAL DIRECTOR

If dissatisfied with this response, you may appeal to the Regional Director. Your appeal must be received in the Regional Office within 20 calendar days of the date of this response.

ORIGINAL: RETURN TO INMATE

CASE NUMBER: _____

CASE NUMBER: _____

Part C- RECEIPT

Return to: _____
LAST NAME, FIRST, MIDDLE INITIAL REG. NO. UNIT INSTITUTION

SUBJECT: _____

DATE

RECIPIENT'S SIGNATURE (STAFF MEMBER)

USP LVN



PRINTED ON RECYCLED PAPER

BP-229(13)
APRIL 1982

Exhibit L-3

“Regional, NE”

REJECTION NOTICE - ADMINISTRATIVE REMEDY

DATE: JUNE 21, 2019

ebuy

FROM: ADMINISTRATIVE REMEDY COORDINATOR
NORTHEAST REGIONAL OFFICE

TO : JOSHUA ADAM SCHULTE, 79471-054
NEW YORK MCC UNT: 9 QTR: Z07-305LAD
150 PARK ROW
NEW YORK, NY 10007

FOR THE REASONS LISTED BELOW, THIS REGIONAL APPEAL
IS BEING REJECTED AND RETURNED TO YOU. YOU SHOULD INCLUDE A COPY
OF THIS NOTICE WITH ANY FUTURE CORRESPONDENCE REGARDING THE REJECTION.

REMEDY ID : 979415-R1 REGIONAL APPEAL
DATE RECEIVED : JUNE 17, 2019
SUBJECT 1 : OTHER LEGAL
SUBJECT 2 :
INCIDENT RPT NO:

REJECT REASON 1: ALL FOUR PAGES OF YOUR (BP-9) (BP-10) (BP-11) FORM MUST BE
LEGIBLE AND WORDED THE SAME. PHOTOCOPIES OF THE FORM WILL
NOT BE ACCEPTED.

REJECT REASON 2: YOU DID NOT PROVIDE A COPY OF YOUR INSTITUTION
ADMINISTRATIVE REMEDY REQUEST (BP-9) FORM ~~or~~ A COPY
OF THE (BP-09) RESPONSE FROM THE WARDEN. *and*

ATTENTION: NO BALLPOINT PEN
AS A SAMs INMATE HELD IN
SOLITARY CONFINEMENT, I
HAVE NO ACCESS TO A BALLPOINT
PEN OR PHOTOCOPIER

U.S. Department of Justice

Regional Administrative Remedy Appeal

Federal Bureau of Prisons

Type or use ball-point pen. If attachments are needed, submit four copies. One copy of the completed BP-229(13) including any attachments must be submitted with this appeal.

From:

Schulte, Joshua A

79471054

10S

MCC

LAST NAME, FIRST, MIDDLE INITIAL

REG. NO.

UNIT

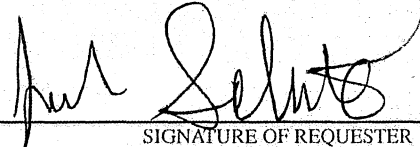
INSTITUTION

Part A - REASON FOR APPEAL

Access to TRULINCS email with attorneys: My BP-9 was filed on 5/6, but was not responded within 20 calendar days as required by 28 CFR 542.10. I appeal this denial. I was formerly given access to TRULINCS to email with my attorneys. When I was placed on 10S, this access was revoked. I violated no institutional rules. Every other inmate has access to TRULINCS email except those punished for violating institutional rules and those on 10S. Arbitrary denial of TRULINCS email access with attorneys violates the 5th amendment's due process clause and the 6th amendment's assistance of counsel clause. Please enable my access to TRULINCS email.

6/7/19

DATE



SIGNATURE OF REQUESTER

Part B - RESPONSE

DATE

REGIONAL DIRECTOR

If dissatisfied with this response, you may appeal to the General Counsel. Your appeal must be received in the General Counsel's Office within 30 calendar days of the date of this response.

ORIGINAL: RETURN TO INMATE

CASE NUMBER:

979415R1

Part C - RECEIPT

CASE NUMBER:

Return to:

LAST NAME, FIRST, MIDDLE INITIAL

REG. NO.

UNIT

INSTITUTION

SUBJECT:

DATE

SIGNATURE, RECIPIENT OF REGIONAL APPEAL

